

## AMENDMENT TO OIL, GAS AND MINERAL LEASE

STATE OF TEXAS

§

COUNTY OF TARRANT

§

### Recitals

- i. Under date of March 7, 2003, **EMMA MAE BREWER TURPEN, ET AL**, entered into an Oil, Gas and Mineral Lease ("Lease") with **GREG L. BRINKLEY**, which Lease is recorded at Volume 16628, Page 73 of the Official Records of Tarrant County, Texas.
- ii. Quicksilver Resources Inc. ("Lessee") whose address is 777 West Rosedale, Suite 300, Fort Worth, Texas is the current owner of the Lease and operates the Brewer #1 well located on the lands covered by the Lease.

The undersigned is a current Lessor under the Lease.

- a. Lessor and Lessee wish to amend the Lease as more particularly set forth herein.

NOW, THEREFORE, for and in consideration of the sum of Ten Dollars and NO/100 (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Lessor and Lessee agree as follows:

1. The description of the lands set out in Exhibit "A" to the Lease shall be deleted in its entirety and replaced with the following description:

**41.408** acres of land, more or less, out of the **James Matthews Survey, A-1021**, Tarrant County, Texas, being the same land described in that certain Deed dated December 31, 2008 from Lutheran Church Extension Fund-Missouri Synod, a Missouri non-profit corporation to Quicksilver Resources Inc., a Delaware corporation, recorded in Document No. D209005292 of the Official Public Records of Tarrant County, Texas.

2. Paragraph 17 of Exhibit "B" to the Lease shall be deleted in its entirety and replaced with the following:

Lessee, at its option, is hereby given the right and power to pool or combine the acreage covered by this Lease or any portion thereof with any other land, lease or leases in the immediate vicinity thereof, when in Lessee's judgment it is necessary or advisable to do so in order to prudently develop and operate the Leased Premises or to promote the conservation of oil and gas in and under and that may be produced from said premises. Units formed hereunder may not exceed the size prescribed or permitted under the well density rules adopted by the Railroad Commission of Texas ("RRC") for the field, or if there are no field rules that apply, the size prescribed or permitted under the statewide well density rules of the RRC. Lessee under the provisions hereof may pool or combine any portion of the Leased Premises as to oil in any one or more strata and as to gas in any one or more strata. The units formed by pooling as to any stratum or strata need not conform in size or area with the unit or units formed as to any other stratum or strata, and oil units need not conform as to area with gas units. The pooling in one or more instances shall not exhaust the rights of the Lessee hereunder to pool this Lease or portions thereof into other units. Lessee shall have the continuing and recurring right, but not the obligation, to revise or modify (by expansion, contraction or otherwise), any unit formed hereunder at any time either before or after commencement of operations or completion of a well in order to achieve any of the objectives set forth above or to conform to the well density or spacing pattern provided for herein. To exercise its rights hereunder, Lessee shall file for record in the appropriate records of the county in which the Leased Premises are situated an instrument describing and designating the pooled acreage as a pooled unit; and (unless stated otherwise in the instrument) upon such

recordation the unit shall be effective as to all parties hereto, their heirs, successors, and assigns, irrespective of whether or not the unit is likewise effective as to all other owners of surface, mineral, royalty, or other rights in land included in such unit. Lessee may exercise its pooling option before or after commencing operations on the pooled unit. Operations for drilling on or production of oil or gas from any part of the pooled unit which includes the Leased Premises shall be considered as operations on or production from the Leased Premises, whether or not the well is located thereon. For purposes of computing the royalties payable under this Lease, there shall be allocated to the portion of the Leased Premises that is included in the unit that prorated portion of the oil or gas produced from the pooled unit which the number of surface acres of the Leased Premises that are included in the unit bears to the total number of surface acres covered by the unit.

3. Paragraphs 18, 19, 20, 21 and 22 in Exhibit "B" attached to the Lease shall be deleted in their entirety (paragraph 19A shall be retained).
  4. The undersigned hereby adopt, ratify, and confirm said Lease as to all of the terms and provisions therein, and hereby lease, grant, demise, and let the interest of the undersigned in the land described hereinabove, unto Lessee, its successors and assigns, subject to and in accordance with all of the terms and provisions of the said Lease, as amended, in its entirety.
  5. The provisions hereof shall be binding upon the parties hereto, their respective heirs, legatees, devisees, personal representatives, successors and assigns.

IN WITNESS WHEREOF, this Amendment is executed this 18 day of May, 2009, but effective for all purposes as of March 7, 2003.

**LESSOR:**

Cherry Ann Lynn

**LESSEE:**

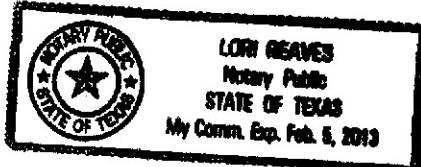
## **QUICKSILVER RESOURCES INC.**

By: Kathleen A. Bone 4f

## ACKNOWLEDGMENTS

**STATE OF TEXAS**  
**COUNTY OF TARRANT**

This instrument was acknowledged before me on this 18 day of May, 2009, by **Cherry Ann Lynn**.



*[Signature]*  
Notary Public, State of Texas

**STATE OF TEXAS**  
**COUNTY OF TARRANT**

This instrument was acknowledged before me on the \_\_\_\_\_ day of \_\_\_\_\_, 2009, by \_\_\_\_\_  
\_\_\_\_\_, the \_\_\_\_\_ of **QUICKSILVER RESOURCES**  
**INC.**, a Delaware corporation.

Notary Public, State of Texas

*After Recording Return To:*

Kirk D. Simmons, Inc.  
3601 NE Loop 820  
Suite 108  
Fort Worth, TX 76137



KIRK D SIMMONS INC  
3601 NE LOOP 820 108

FTW TX 76137

Submitter: HOLLY ANNE FORT

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SUZANNE HENDERSON  
TARRANT COUNTY CLERK  
TARRANT COUNTY COURTHOUSE  
100 WEST WEATHERFORD  
FORT WORTH, TX 76196-0401

**DO NOT DESTROY**  
**WARNING - THIS IS PART OF THE OFFICIAL RECORD.**

Filed For Registration: 05/28/2009 02:27 PM

Instrument #: D209141732

LSE 4 PGS

\$24.00

By: \_\_\_\_\_



**D209141732**

ANY PROVISION WHICH RESTRICTS THE SALE, RENTAL OR USE  
OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR OR  
RACE IS INVALID AND UNENFORCEABLE UNDER FEDERAL LAW.

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